

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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RICHARD DEEDS,

Plaintiff,

v.

ROBERT BAYER, et al.,

Defendants.

3:03-cv-00453-LRH (VPC)

ORDER

The Court has considered the Report and Recommendation of United States Magistrate Judge Valerie P. Cooke (#393) entered on January 8, 2008, in which the Magistrate Judge recommends that the Defendants' Motion for Case-Terminating Sanctions as a Result of Plaintiff's Abusive Discovery Practices and Failure to Diligently Prosecute (#312) be denied. No objection has been filed. The Court has considered the pleadings and memoranda of the parties and other relevant matters of record and has made a review and determination in accordance with the requirements of 28 U.S.C. § 636 and applicable case law, and good cause appearing, the court hereby

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1 ADOPTS AND ACCEPTS the Report and Recommendation of the United States
2 Magistrate Judge (#393); therefore, Defendants' Motion for Case-Terminating Sanctions as a Result
3 of Plaintiff's Abusive Discovery Practices and Failure to Diligently Prosecute (#312) is denied.

4 IT IS SO ORDERED.

5 DATED this 28th day of February, 2008.

A handwritten signature in blue ink, appearing to read "L. Hicks", is positioned above the printed name of the judge.

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9 LARRY R. HICKS
UNITED STATES DISTRICT JUDGE